

REMARKS

This Application has been carefully reviewed in light of the Official Action dated February 9, 2005. In order to advance prosecution of the present Application, Claims 1, 6, 11, and 15 have been amended. Applicant respectfully requests reconsideration and favorable action for this Application.

Claims 1-18 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Doshi, et al. in view of Forin. Independent Claims 1 and 6 recite in general an ability to send a data packet over a selected one of a plurality of channels and send a subsequent data packet over a different one of the plurality of channels. By contrast, the Doshi, et al. patent discloses only a single communication path 121 for transmission of packets. The Doshi, et al. patent merely discloses that the single communication path 121 may be a tandem transmit path 121 and receive path 122. Moreover, the Forin patent does not include any additional material to offset the deficiencies of the Doshi, et al. patent. Support for the above recitation can be found at page 6, lines 1-8, of Applicant's specification. Independent Claims 11 and 15 recite in general the ability to receive a plurality of data packets in a non-sequential order over different ones of a plurality of channels. By contrast, as noted above, the Doshi, et al. patent receives all packets over the same communication path 121. Moreover, the Doshi, et al. patent transmits packets out in a sequential order. Because all packets are transmitted over the same path, the receiver of the Doshi, et al. patent receives packets in sequential order but only stores those packets that are valid in its buffer. Thus, the Doshi, et al. patent is not able to receive packets in a non-sequential order over a plurality of channels as required by the claimed invention. Moreover, the Forin patent

does not include any additional material to offset the deficiencies of the Doshi, et al. patent. Support for the above recitation can be found at page 9, lines 21-26, of Applicant's specification. Therefore, Applicant respectfully submits that Claims 1-18 are patentably distinct from the proposed Doshi, et al. - Forin combination.

CONCLUSION

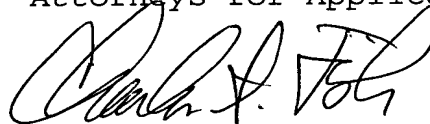
Applicant has now made an earnest attempt to place the Application in condition for allowance. For the foregoing reasons and for other reasons clearly apparent, Applicant respectfully requests reconsideration and full allowance of all pending claims.

The Commissioner is hereby authorized to charge any amount required or credit any overpayment to Deposit Account No. 02-0378 of BAKER BOTTS L.L.P.

Respectfully submitted,

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May 9, 2005

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